BEST COPY
AVAILABLE

MONTANA LEGISLATIVE HISTORY

Chapter 553 19 89

Bill H _____ S 249 Original bill & history ____C

H. Committee on Local Government		S. Committee on Local Government	
Hearing Date(s) Mar 02	✓ C	Hearing Date(s) Feb 02	✓ C
_____	____C	_____	____C
_____	____C	_____	____C
_____	____C	_____	____C
Date Out Mar 02	✓ C	Feb 03	✓ C

Did this bill originate in an interim committee? ____Yes ____No

Committee _____ Report _____

DIED IN COMMITTEE

SB 245 INTRODUCED BY KEATING, ET AL.
REPEAL RESIDENT BIDDER PREFERENCE IN AWARDING PUBLIC CONTRACTS
BY REQUEST OF LEGISLATIVE AUDIT COMMITTEE

1/26	INTRODUCED		
1/26	REFERRED TO BUSINESS & INDUSTRY		
1/27	FISCAL NOTE REQUESTED		
1/31	HEARING		
2/02	FISCAL NOTE RECEIVED		
2/03	COMMITTEE REPORT--BILL NOT PASSED		
2/03	ADVERSE COMMITTEE REPORT ADOPTED	40	9
2/04	FISCAL NOTE PRINTED		

SB 246 INTRODUCED BY HALLIGAN, ET AL.
EMPLOYEE COOPERATIVE CORPORATIONS ACT
BY REQUEST OF DEPARTMENT OF COMMERCE

1/26	INTRODUCED		
1/26	REFERRED TO BUSINESS & INDUSTRY		
1/30	HEARING		
	DIED IN COMMITTEE		

SB 247 INTRODUCED BY MAZUREK
REVISE CORPORATE NET OPERATING LOSS DEDUCTION CARRYBACK AND CARRYOVER

1/26	INTRODUCED		
1/26	REFERRED TO TAXATION		
1/27	FISCAL NOTE REQUESTED		
2/02	FISCAL NOTE RECEIVED		
2/04	FISCAL NOTE PRINTED		
	DIED IN COMMITTEE		

SB 248 INTRODUCED BY THAYER, ET AL.
MONTANA CAPTIVE INSURER ACT

1/26	INTRODUCED		
1/26	REFERRED TO BUSINESS & INDUSTRY		
1/27	FISCAL NOTE REQUESTED		
1/31	HEARING		
2/02	FISCAL NOTE RECEIVED		
2/04	FISCAL NOTE PRINTED		
2/06	COMMITTEE REPORT--BILL PASSED AS AMENDED		
2/08	2ND READING PASSED	37	10
2/10	REREFERRED TO BUSINESS & INDUSTRY		
2/17	HEARING		
	DIED IN COMMITTEE		

SB 249 INTRODUCED BY HARP, ET AL.
REVISE COUNTY FAIR COMMISSION LAW

1/26	INTRODUCED		
1/26	REFERRED TO LOCAL GOVERNMENT		
2/02	HEARING		
2/03	COMMITTEE REPORT--BILL PASSED AS AMENDED		
2/07	2ND READING PASSED	49	1
2/09	3RD READING PASSED	49	1

	TRANSMITTED TO HOUSE		
2/21	REFERRED TO LOCAL GOVERNMENT		
3/07	HEARING		
3/10	COMMITTEE REPORT--BILL CONCURRED AS AMENDED		
3/11	2ND READING CONCURRED	83	7
3/14	3RD READING CONCURRED	89	9
	RETURNED TO SENATE WITH AMENDMENTS		
4/01	2ND READING AMENDMENTS CONCURRED	48	0
4/04	3RD READING AMENDMENTS CONCURRED	48	1
4/08	SIGNED BY PRESIDENT		
4/08	SIGNED BY SPEAKER		
4/10	TRANSMITTED TO GOVERNOR		
4/15	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 553 EFFECTIVE DATE: 7/01/89		

SB 250 INTRODUCED BY BECK, ET AL.
PROVIDE FOR INVOLUNTARY TRANSFER OF BOAT AND SNOWMOBILE TITLES
BY REQUEST OF DEPARTMENT OF JUSTICE

1/26	INTRODUCED		
1/26	REFERRED TO FISH & GAME		
1/27	FISCAL NOTE REQUESTED		
2/02	FISCAL NOTE RECEIVED		
2/04	FISCAL NOTE PRINTED		
2/14	HEARING		
2/15	COMMITTEE REPORT--BILL PASSED		
2/17	2ND READING PASSED	38	0
2/20	3RD READING PASSED	49	0
	TRANSMITTED TO HOUSE		
2/21	REFERRED TO FISH & GAME		
3/14	HEARING		
3/15	COMMITTEE REPORT--BILL CONCURRED		
3/18	2ND READING CONCURRED	85	1
3/20	3RD READING CONCURRED	96	0
	RETURNED TO SENATE		
3/27	SIGNED BY PRESIDENT		
3/27	SIGNED BY SPEAKER		
3/28	TRANSMITTED TO GOVERNOR		
3/29	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 375 EFFECTIVE DATE: 10/01/89		

SB 251 INTRODUCED BY HARDING, ET AL.
REVISE BINGO AND RAFFLE LAW

1/26	INTRODUCED		
1/26	REFERRED TO LOCAL GOVERNMENT		
2/02	HEARING		
2/03	COMMITTEE REPORT--BILL PASSED AS AMENDED		
2/07	2ND READING PASSED	46	0
2/09	3RD READING PASSED	50	0
	TRANSMITTED TO HOUSE		
2/21	REFERRED TO BUSINESS & ECONOMIC DEVELOPMENT		
2/28	HEARING		

None

List of Testifying Opponents and What Group They Represent:

None

Testimony:

None

Questions From Committee Members: Senator Boylan asked about the section regarding the effective date. Senator Thayer suggested we delete Section 2.

Senator Beck stated that it's up to the county commissioners to appoint the number needed and not appoint more than necessary. Senator Harding stated it says "may" not "must".

Closing by Sponsor: Senator Harding closed the hearing on SB 252.

DISPOSITION OF SENATE BILL 252

Discussion: None

Amendments and Votes: Senator Thayer MOVED that Section 2, lines 22 and 23 be DELETED from SB 252. The VOTE was UNANIMOUS in FAVOR of this AMENDMENT.

Recommendation and Vote: Senator Walker MOVED that we DO PASS AS AMENDED SB 252. The VOTE was UNANIMOUS in FAVOR of SB 252 AS AMENDED.

HEARING ON SENATE BILL 249

Presentation and Opening Statement by Sponsor: Senator Harp from Senate District 74, Flathead County stated this an act allowing a board of county commissioners to create a joint fair and civic center commission; clarifying the duties of a county fair commission; authorizing a county fair commission to lease county fairgrounds and buildings.

List of Testifying Proponents and What Group they Represent:

H. S. Hanson, MT. Tech. Council

List of Testifying Opponents and What Group They Represent:

None

Testimony:

Sonny Hanson has been requested by the Fair Committee to testify in support of SB 249 as a past president of the Metra Fair Board. Metra has a joint board, civic center building commission; the fair commission; and the racing commission. Metra's budget is around $4 million per year and it's divided into 3 budgets, 1 for racing; 1 for Metra entertainment center and the 3rd for the fair and fairgrounds. We had 36 full time employees and we started reducing that number. We now have 18 full time employees. In that process the question of which budget kept the employees. County commissioners felt they should hire all the personnel; the Metra commission wanted to hire the personnel. They have all kinds of activities on the grounds years around. The county commissioners felt they should sign all these contract and the fair board felt it was their duty. The last question that arose, what constituted a quorum among the two commissions? The Attorney General's opinion was that each group had to have a quorum present. This bill addresses all those problems. If a county commission wishes to create a fair commission, then that commission has the authority to manage those facilities. There is not a problem with the county building commission because that authority for hiring and firing is already vested in that commission. MACO supported this bill provided section 6, page 4, line 12 where it says center commission during the, strike "first" and add "third" week of, strike "June" and add "July" is changed because they meet at different times.

Questions From Committee Members: Senator Beck asked about this amendment. Is it the third week of June or July? Mr. Hanson answered July. It can happen in June but July would meet the deadline.

Closing by Sponsor: Senator Harp closed the hearing on SB 249.

DISPOSITION OF SENATE BILL 249

Discussion: None

Amendments and Votes: Senator Beck MOVED that we AMEND SB 249 on Page 4, line 12 as follows: Strike: "During" Insert: "before"; Strike: "first" Insert: "third" Strike:

"June" Insert: "July". The VOTE on the AMENDMENT carried.

Recommendation and Vote: Senator Thayer MOVED that we DO PASS AS AMENDED SB 249. The VOTE in FAVOR of SB 249 was UNANIMOUS.

ADJOURNMENT

Adjournment At: 2:45 p.m.

Senator Ethel Harding
SENATOR ETHEL HARDING, Chairman

EH/dh

Minutes.202

ROLL CALL

LOCAL GOVERNMENT COMMITTEE

51th LEGISLATIVE SESSION -- 1989 Date 2-2-89

NAME	PRESENT	ABSENT	EXCUSED
Sen. Ethel Harding	X		
Sen. R.J. "Dick" Pinsoneault	X		
Sen. Tom Beck	X		
Sen. Eleanor Vaughn	X		
Sen. H.W. "Swede" Hammond	X		
Sen. Mike Walker	X		
Sen. Gene Thayer	X		
Sen. Paul Boylan	X		
Sen. Bruce D. Crippen	X		

Each day attach to minutes.

SENATE STANDING COMMITTEE REPORT

February 3, 1989

MR. PRESIDENT:

We, your committee on Local Government, having had under consideration SB 249 (first reading copy -- white), respectfully report that SB 249 be amended and as so amended do pass:

1. Page 4, line 12.
Strike: "during"
Insert: "before"
Strike: "first"
Insert: "third"
Strike: "June"
Insert: "July"

AND AS AMENDED DO PASS

Signed: _____
Ethel M. Harding, Chairman

2/3/89
11:35 P.M.

SCLSB249.203

SENATE LOCAL GOVERNMENT
EXHIBIT NO. 1
DATE 2-2-89
BILL NO. 249

Amend SB 249

1. Page 4, line 12.
Following: "commission"
Strike: "during the first week of June"
Insert: "before the third week of July"

WITNESS STATEMENT

NAME: H.S. Hanson DATE: 2/2/89

ADDRESS: HCN

PHONE: —

REPRESENTING WHOM? Past, Fair Bd Member ~~My Technical Opinion~~

APPEARING ON WHICH PROPOSAL: SB-249

DO YOU: SUPPORT? ✓ AMEND? _____ OPPOSE? _____

COMMENTS:

- The State Att. General Ruled against a Joint Meeting of both Boards.
- This Ruling has caused trouble for Metra Joint Boards.
- He also Ruled that Boards can only enter into Contracts a few Weeks Before the Fair & During the Fair — the rest of the time, the Commissioners
- Also, there were questions as to who employed the staff.
- This Bill Address those problems.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

Amendments to Senate Bill No. 249
First Reading Copy

For the Senate Committee on Local Government

Prepared by Lois Menzies
February 2, 1989

1. Page 4, line 12.
Strike: "during"
Insert: "before"
Strike: "first"
Insert: "third"
Strike: "June"
Insert: "July"

DATE February 2, 1989

COMMITTEE ON Local Government

VISITORS' REGISTER

NAME	REPRESENTING	BILL #	Check One: Support	Check One: Oppo
A S Hanson	MT Tech Council	SB 249	✓	
C W. Wenk	Mt Newspaper Assn	SB 40		✓
Carl Harrington	Mont Ass. of Clerk + Records	SB 40	✓	
Bob Smith	Attorney Generals Office	251		
Rick Baumberger	DAV Dept of Mont.	251	✓	
John M. Dewsteler	DAV Dept of MT	251	✓	
George Poston	United Veteran Committee	251	✓	

(Please leave prepared statement with Secretary)

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
51st LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: By Chairman Darko, on March 7, 1989, at 3:10 p.m.

ROLL CALL

Members Present: All

Members Excused: None

Members Absent: None

Staff Present: Lee Heiman, Legislative Council

Announcements/Discussion: None

HEARING ON SENATE BILL 249

Presentation and Opening Statement by Sponsor:

Senator John Harp, District 4, stated that this authorizes the county commissioners to establish a joint fair and civic center commission for the operation of the fairgrounds and civic center buildings. In certain areas of Montana the fair boards work all year and some of the authority they thought they had, has been questioned in a recent Attorney General's opinion and this bill attempts to clarify those duties.

Testifying Proponents and Who They Represent:

Bill Chiesa, Manager, Metra Park, Billings
Gordon Morris, Montana Association of Counties

Proponent Testimony:

Bill Chiesa stated that he currently serves as Chairman of the Legislative Committee for the 26 fairs in Montana. There is a clear need for this bill and the permissive language would allow the county commissioners to appoint boards and carry out the year-round activities associated with these fairs in Montana.

Gordon Morris concurred with Mr. Chiesa's testimony.

Testifying Opponents and Who They Represent: None

Opponent Testimony: None

Questions From Committee Members: None

Closing by Sponsor: Senator Harp closed.

DISPOSITION OF SENATE BILL 249

Motion: Rep. Rehberg moved that SB 249 BE CONCURRED IN. Rep. McDonough seconded.

Discussion: None

Amendments, Discussion, and Votes: There is a technical amendment necessary for this bill (page 3, line 8 - strike "this" and insert "his"). Rep. Nelson moved the amendment. Seconded by Rep. Wyatt. The motion CARRIED unanimously.

Recommendation and Vote: Rep. Gould moved SB 249 BE CONCURRED IN AS AMENDED. Rep. Rehberg seconded. The motion CARRIED unanimously. Rep. Good will carry this bill on the House floor for Senator Harp.

HEARING ON SENATE BILL 252

Presentation and Opening Statement by Sponsor:

Senator Ethel Harding, District 25, stated that this is a simple bill that would allow county commissioners to increase the number of members on the fair board from 5 up to eleven members. Because of the complexity of their county they would like the ability to appoint more members if they feel they are needed.

Testifying Proponents and Who They Represent: None

Proponent Testimony: None

Testifying Opponents and Who They Represent:

Bill Chiesa, Manager, Metra, Billings
Dale Mahlum, Missoula County Fair Board

Opponent Testimony:

Bill Chiesa stated that in light of SB 249 there is no need for this bill. With the joint commission there will now be ten members and the number of people that this bill would increase it to would be unworkable.

Dale Mahlum stated that he has been a fair board member for many years. Missoula has a five member board plus 2 or 3 ad hoc members and this bill would complicate matters. The fair runs smoothly with each of these people doing their duties and there just isn't a need for additional members.

DAILY ROLL CALL

LOCAL GOVERNMENT COMMITTEE

DATE 3/7/89

NAME	PRESENT	ABSENT	EXCUSED
BROOKE, VIVIAN	X		
BROWN, DAVE	X		
BROWN, JAN	X		
DARKO, PAULA	X		
GOOD, SUSAN	X		
GOULD, BUDD	X		
GUTHRIE, BERT	X		
HANSEN, STELLA JEAN	X		
HOFFMAN, ROBERT	X		
JOHNSON, JOHN	X		
McDONOUGH, MARY	X		
NELSON, THOMAS	X		
REHBERG, DENNIS	X		
STICKNEY, JESSICA	X		
WALLIN, NORM	X		
WYATT, DIANA	X		

Form CS-30A
Rev. 1985

STANDING COMMITTEE REPORT

March 7, 1989

Mr. Speaker: We, the committee on Local Government report that SENATE BILL 249 (third reading copy -- blue) be concurred in as amended .

Signed: _____
Paula Darko, Chairman

[REP. GOOD WILL CARRY THIS BILL ON THE HOUSE FLOOR]

And, that such amendment read:

1. Page 3, line 8.
Strike: "this"
Insert: "his"

VISITORS' REGISTER

Local Government COMMITTEE

BILL NO. SB 249 DATE 3/7/89

SPONSOR Hap

NAME (please print)	RESIDENCE	SUPPORT	OPPOSE
Bill Chiosa	Billings	✓	
Tom Tucker	Billings	✓	
SAM YEWUSIAK	MISSOULA	✓	
DALE MAHLUM	MISSOULA	✓	
Bob Cartwright	Kalispell	✓	
HS HANSON	SCCF	✓	
STEVE CHRISTIAN	WHITEFISH	✓	
Scott Turner	Yellowstone County	✓	
Dawn Morris	MACo	✓	

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR WITNESS STATEMENT FORM.

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.